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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STUDENT AID FUNDS, INC.

Plaintiff,

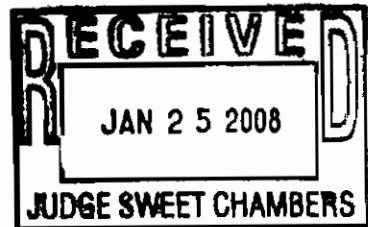
-against-

CRACKER BARREL OLD COUNTRY,
STORE, INC.,

Defendant.

Civil Action No. 07-cv-9746

NOTICE OF DISMISSAL



PLEASE TAKE NOTICE the above-entitled action is hereby dismissed
without prejudice, pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Dated: January 22, 2008
New York, New York

FOX ROTHSCHILD LLP
Attorneys for Plaintiff

100 Park Avenue, Suite 1500
New York, New York 10017
Attn: John A. Wait, Esq.
(212) 878-7900

By *[Signature]*
John A. Wait (JW 2558)

SO ORDERED:

Dated: New York, New York
1-28, 2008

Sweet
U. S. District Judge Robert W. Sweet